

COUNCIL WORK MINUTES
AUGUST 3, 2016

The City Council held a meeting on Wednesday, August 3, 2016, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Maile Wilson; Councilmembers: Paul Cozzens; Terri Hartley; Craig Isom; Fred Rowley.

EXCUSED: Councilmember Ron Adams.

STAFF PRESENT: City Manager Paul Bittmenn; City Engineer Kit Wareham; City Recorder, Renon Savage; Finance Director Jason Norris; Police Chief Darin Adams; Fire Chief Mike Phillips; Parks Superintendent Austin Bingham; Economic Development Director Danny Stewart; Economic Development Coordinator Cameron Christensen; Assistant City Attorney Randall McUne; Director of Leisure Services Bryan Dangerfield; Project Engineer Trevor McDonald; Director of Golf Jared Barnes; Aquatic Facility Manager Chris Hudson.

OTHERS PRESENT: JoAnne Brattain, Mauri Bleazard, Marguerite Smith, Neal Smith, Wayne Decker, Diane Decker, Emilee Ballard, Anthony Lazenby, Jared Dunn, Corey Baumgartner, Brad Green, Scott Phillips, Tim Prindle, Chris McCormick, Susan Tyner, Dave Jacobson, Ellen Treanor, West Harris, Donna Law, Shari Rudd, Alyssa Fain, Nicole Shafer, Chad Reid, Jul Shuler, Kelly Cox, Tyson Peterson, Ty Harrison, Chase Beeson, Logan Potter, Kerry Fain, Chad Fain, Miles Fain, Zack Fain, DeMar Miller, Jessica Robinson, Ryan Robinson, Emily Hepworth, Sherene Carter, Tom Jett, Carol Ann Modesitt.

CALL TO ORDER: Chief Adams gave the invocation; the pledge was led by Chief Phillips.

AGENDA ORDER APPROVAL: Councilmember Rowley moved to approve the agenda order; second by Councilmember Hartley; vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF

COMMENTS: ■Mayor – thank you to the volunteers that helped with the Tour of Utah, it was a huge success, thanks to all, especially Bryan, Danny and Cameron. I got a call thanking me for how clean the roads were, that is the Public Works Department. Tomorrow is the rural summit at SUU, a two-day conference. ■Rowley – Pleased to see the remodeling of Lin's has begun. Also there is a fire work stand that is taking two stalls. I went to the Treatment Plant today, I would like to get us to start using the water, put it on grass instead of using drinking water. Mayor – we were out at the Golf Course and had that exact conversation. Rowley – the Golf Course is not using potable water. Mayor – if we can use the water to create a pond or something. Rowley – it is silly to use drinking water when we have that water. It is time to get up early and cook breakfast again, we need to get dates, and thanks to Tom Jett for sponsoring the breakfast. ■Cozzens – I am putting my Water Conservancy District hat on, I will be leaving after this meeting to a mediation hearing

tomorrow with Judge Hilder regarding the West Desert filings. We are moving towards litigation with Beaver County, SITLA and Utah Division of Water Right, we are trying to resolve issues first. We had a groundwater plan enacted, it is huge in this valley. We need to plan ahead, and that is the purpose of the Water Board. I also want to congratulate the City, the large water storm, it was refreshing not to have claims, other than one home, we handled it well. Before we did the 300 West storm drain, it flooded people every time it rained. The apartments system worked, bottom of 1400 West was fixed and it worked great, the storm drains were clean. Some complain they are plugged, but that is trash and leaves, so if people can clean them when they see it, because they are cleaned. Kudos to those responsible.

■Hartley – the Chamber of Commerce called me and asked the progress of the sign ordinance. When she got back to her office after the Tour of Utah she had 3 complaints about not having directional signs to SUU. Mayor – I have talked with a few people at the University about the fact that there are not great signs showing where Shakespeare is. Other directional ones, I don't remember the conversation, but we will look at it. ■Paul – I would like to ask questions about Tennis Courts. I talked with Hunter at the School District, they have the Cedar High courts torn up and redo them and will shortly do the tension courts. They want to know If the City is interested in maintenance cost participation. There will be 6 courts at CHS, and they are willing to stripe 2 for pickle ball. There is an issue of them accommodating the pickle ball, tennis nets are 4-6 inches higher than pickle ball. They cannot lower the nets for pickle ball. The School District will stripe two for pickle ball and when they redo CV courts they will stripe two there also. They would like the City to commit to do resurfacing the courts at the cost of about \$50,000 every 7 to 10 years and we will get 4 pickle ball courts. They want a response as soon as possible. If you give me direction I will communicate to the School District. Isom – how much is the District doing for the reconstruction? Paul – about \$100,000 per court. They will double stripe for 10 and under also. Rowley – if we say we want to use your courts for 10 and under tennis we have to cover the costs. Mayor – we thought that since they don't qualify for pickle ball, we thought about painting the courts at the Aquatic Center as pickle ball and there is the private gym set up for pickle ball. Paul – SUU has a few courts also. Cozzens – we need to concrete the ice rink and pickle ball in the summer and skate rink in the winter. Chris Hudson – we have pickle ball painted at the Aquatic Center now, but if they are on the basketball court. Paul – they just want the City to participate if we do pickle ball. Rowley – do we pay rent for using the courts for tennis? Cozzens – that is a lot of money over time. Mayor – do we commit to do maintenance in 10 years, or not do pickle ball and use the Aquatic Center courts for now and pay rent for the tennis courts. Rowley – do they Summer Games do pickle ball? Yes, they play it in St. George. Paul – I will tell the School District we are not interested. ■Bryan Dangerfield, I want the local organizing committee to some forward, they spent a lot of time and effort for the Tour of Utah. I want you to know how many firsts there were. Most amazing, never before through a National Park, the flag the Fire Department put up coming into town. Our fundraising was on, volunteers, marketing, those that watched the broadcast a great video that Maria from Tourism did, the bowl that was given at the awards ceremony. One of the best kids races I have ever seen. I saw the community come together, SUU and the City and County and law enforcement, fire department, very gratifying. Neil Smith - I was over the Opening ceremonies and hospitality tent. The majority were Rotarians; Cameron Christensen, volunteer coordinator of 200 volunteers; Wayne Decker, education and outreach, Ronnie Law really did amazing things, she went into 4 schools and

gave presentations, grade schools were amazing. Shelly Cox, Daisy Scott, hit a home run in Parowan, Vickie Christian, Patti Johnson, Troy Houston, Rob Myers and Danny Benson, all are cyclist to one degree or another; Emily Ballard, manager of parking and Guest Services, liaison between Tour of Utah, SUU and City. We had a huge staff at SUU, Marvin Dodge, Ellen Trainor, Mindy Benson; Claude Hess, media and PR, making Tour of Utah more than just covered in Utah. Bryan – Todd interviewed Eisenhart it was one of the most amazing sports interviews about always wanting to be a pro rider; Danny Stewart, Ancillary events, pancake breakfast, chalk art, games, lots of help from lots of people. Bryan – we blew them away with our setting for awards. Maria Twitchell helped as well. Great team effort, there isn't anything better than passionate people to volunteer. I went to Torey yesterday and they are as excited as we are. The Tour people are still talking about Cedar City. Thanks to the local organizing committee. Isom – I heard one of the announcers say are you ready to do it again next year. Bryan – it was really fun, but let us breathe. It was gratifying to hear Steve Miller say we put on a world class event. The flag coming out of the canyon, Jennie Hendricks over sponsorships. Thank to Chris McCormick for help through the Chamber, they came up big with the City, County and SUU, thanks to them for the excellent job. Council – thanks to Bryan.

PUBLIC COMMENTS: ■Chris McCormick, Cedar City Chamber of Commerce – we had a busy last 6 months. We had an event recently with What to Do about Business, Correen Clark nominated as entrepreneur of the Year, last year CEO of the year. The Mayor opened the event for us. We have tried to help our members promote them. Hartley – the Golf Tournament is on August 24th, it is full. If anyone wants to volunteer to sponsor a hole we still have those available. We appreciate community support. The Mayor will participate this year. ■Nichole Shaffer, president of Southwest Wildlife Foundation, we rescued a golden eagle that and it will be released in the next few weeks, we try to find a reason to release, it will be dedicated to first responders, August 19th at 4:00 p.m. Senator Hatch and Commissioner Squires from Utah Department of Public Safety are going to try and come down. We have two actors and an author from California will try to come out. We have sent invitations to various Chiefs of Police to get the word out. The event will be recorded and broadcasted live on our Facebook page. It will be a the “C” overlook. We have also partnered with SUU and the Forest Service for a BioBlitz, first in Cedar City. A BioBlitz surveys animals and plants and record what we find, there will be activities for the children and families. Start August 26th, we have a campfire concert the last Friday of each month, it will be at 6:00 p.m. bird of prey and 7:00 the concert and after dark will have a moth and bat program. More events the next morning and a 5K as a fundraiser. We will have a raffle with donated prizes. It will end Saturday the 27th at 5:30 p.m. ■Bryan Dangerfield – I forgot to thank the law enforcement, the care and security of the route was amazing, it was complicated to leave routes open. Thanks to Lt. Millett. Also Cross Hollows Arena got hit hard with the rain, 4 “of mud in the concession stand, Austin and his crew helped out. I appreciate the time and effort they put in.

CONSIDER LOCAL CONSENT FOR AN ALCOHOL PERMIT FOR THE UTAH SHAKESPEARE FESTIVAL. R. SCOTT PHILLIPS, JARED PAUL DUNN/CHIEF ADAMS: Scott Phillips, Executive Director of USF, and Jared Dunn, Assistant Director of Chartwells at SUU. Scott - we want to serve wine at the USF, it has been approved by the

University and we are making application with the State which requires local consent. Chief Darin Adams, we did do a thorough job and his background check was passed. Scott – we are applying a beer garden license, 12 weekends at the Beverly Center. It has to be approved by the State. Rowley – the question that came to my mind, you have a bartender. The hospitality tent had tickets and you were limited. Scott – it will be served ½ hour before curtain and 15 minutes at intermission and the beverage cannot leave the area it is being served. Also, the dual application is if I am hit by a truck they can still serve. Chartwells already serves and have the proper training. The Englestad and Randall upstairs will be the area. Consent.

CONSIDER RAP TAX ARTS ALLOCATIONS. JOANNE BRATTAIN: JoAnne Brattain, Chair of RAP Arts, 6 members, 1 vacancy. The preservation and restoration fund was budgeted \$17,670, Heritage and Library requested it for air conditioning, we recommended approval. They also requested \$31,000 from Arts fund and we met with Mayor Wilson to come out of the reserve instead of the arts fund, so we didn't recommend money out of the Arts money, just paid out of reserve.

We had \$349,437 in request for \$159,038 budgeted. We recommended the following:

Cedar City Arts Council \$8,138
Cedar City Music theatre \$8,500
Cedar City Junior Ballet \$9,000
Cedar City Music Arts \$13,000, they are doing more programs in the schools
Livestock & Heritage Festival \$12,000 helps put heads in beds
Cedar Valley Community Theatre \$10,000 growing and serve the community
InJubilo \$2,200, good job charging members fee and pay own attire
Master Singers \$2,200 they get same as InJubilo
Orchestra of Southern Utah \$12,000 great job supporting local events, opening of Beverly Center
SUMA \$5,000 enhanced programing for elementary for museum
Suzuki Strings \$2,000 great training many go on to participate in OSU
Utah Shakespeare Festival \$55,000, they are getting \$40,000 from TRT, with new facility and enhanced programing they are deserving
Neil Simon \$20,000, new programing and touring, they have to spend on programs in Cedar City.

Mayor – thank you so much to the two RAP Boards, they dedicate two days of their lives, one to listen to presentations and then think it though and make recommendations.

CONSIDER RAP TAX PARKS ALLOCATIONS. MAURI BLEAZARD: Mauri Bleazard – I do have a summary of the summary. We had a lot of great meetings, Paul takes us on a field trip so that we can see what people are requesting.

We had \$1,034,550 in requests, a budget of \$318,076 and \$35,341 in preservations. We are recommending the following:

Cross Hollow Event Center \$35,000 for asphalt, stalls or bleachers at their discretion
Parks \$48,500, \$25,000 for bleachers and scoreboards at Bicentennial Softball Park \$8,000 for ADA picnic tables for pavilions, \$8,000 for signs at Bicentennial Park, \$7,500 for one shade structures at Field at the Hills.

Aquatics \$35,250, \$12,000 for deck fence, 7,000 for deck access to the basketball courts, \$4,000 UV lamps, and \$12,250 in pool lights.

Chris Hudson – the lights are to help lifeguards see, they are replacements

Golf Course, \$80,000 for a pump to complete phase 2.

Frontier Homestead \$20,000 for storage, wagon storage and collection display. Rowley – many buggies' that are from the movies that were donated to our museum.

Southwest Wildlife Foundation \$27,500 for restrooms and trailhead signage. This is contingent on a contract with City for use of the facility and open as often as the City bathrooms are. Rowley – that needs to get done. Paul – before funds are disbursed they will provide us the permit from Public Health for the septic system. They have passed percolation tests.

YETI - \$6,500 for temporary signs, locker room for storage, curb, gutter and sidewalk. Chris Hudson – there is a storage room we can partition off for YETI locker rooms, only a team locker room. There is a box outside for changing and they are allowed to use the locker room for one girl. Kerry Fain – we are growing too big for our britches, we have a JV and Varsity high school team, next year we will have to split high schools and an independent room. Having a room to dress is very important. We were renting rooms inside, but the smell is horrendous. Eventually we will need more locker rooms.

Trails, the expansion and signage for the City trail system, \$65,326.

Preservation and replacement fund, Parks & Outdoor Facilities, to pay for as much as possible for parks and field fence repairs, concrete repairs, batting cages, skate park paneling and upgrades, field conditioner for infield renovations at Bicentennial and Little League Parks and sand for the beach. \$35,341.00.

Rowley – Southern Utah Space Foundation had a booth at Renaissance Fair, we need to help fund them next year. Mauri – there was discussion about coownership.

Nichole Schafer, Southwest Wildlife – Utah Space Foundation, if they can find a way to have a partnership that was the concern they had, they were trying to bring up options.

UPDATE ON THE SOUTHVIEW TRAILHEAD. DAVE JACOBSON OF THE BLM:

Dave Jacobson – we want to thank the City for supplying the road base for the trail head. We are able to put in a septic system and will be able to drain the septic to the end of the parking lot. We do need water, so it would be 25-30 foot connection and we are wondering if the City will supply the meter and water, we will supply the toilet and the maintenance of the trail head. Rowley – is it in the City limit? Paul – no. Rowley – I was at the bike race and there was a family when coming through for business, stop in Cedar and ride a trail and then go on their way. I think it is worth the investment. Dave – we have a kiosk now and a trail head sign that will go out on Hwy 91. Paul – show where the restroom facilities will be.

Dave – Patricia Mike owns the home adjacent to the property and is not excited to have a trail head, but realizes it is public land. When Shurtz Canyon Drive extends we will have to move the septic system.

Dave – we are asking the City to put in the meter and provide water. Kit – it is about \$600 - \$700. Paul – we can put this on for discussion at a future work meeting, we get the scope and we supply costs for your consideration. There are also impact fees.

CONSIDER AN ORDINANCE ESTABLISHING ANGLE AND PARALLEL PARKING STANDARDS. PAUL BITTMENN:

Paul – we have been working on this for quite a while. We have proposed something to provide structure when we do angle and perpendicular parking. We modeled it after the ordinance we have for permit areas. We set up a system to go around with a petition for property owners. Once you get the petition, you get engineering done to show what it looks like. Engineering will amend their standards to deal with setbacks from intersections and how they are striped. It will then go to engineering, public works and police. There are restrictions on where you can do angle and perpendicular, the main restrictions are you have to have an entire block, from one intersection to another. We may go to 300 continuous feet. Cozzens – the only contiguous is 300 West, other are not entire blocks. Rowley – the Library is a 2 block chunk, but it is not intersection to intersection. Paul – part of the concern is the patchwork it is harder to enforce, plow and pick up garbage. Cozzens – of the ones we have now, none would work the way this is written. The biggest complaint is 100 West, I don't know if we could address that, but it is a big complaint. Paul – other restrictions is only and commercial, industrial, mixed use zones, out of residential. Also they have to they must meet the City's off-street parking requirements. The owners get to stripe them and post the signs, they will be financially responsible for repainting. If we chip seal or have a project that has to cut the area up they have to restripe. Everything approved gets grandfathered in.

Cozzens – I hope we have some wiggle room, north of Hoover we left an area for truck parking and at the Senior Center. Paul – if we say 300 feet that is what we administer. Rowley – look at some areas. Paul – most of the areas we did were over 300 feet, Go Green is 300 feet. Kit – if you look at Hoover, it continues to Center and so it works.

CONSIDER PROPOSALS FOR CITY VOICE OVER IP PROVIDER. TREVOR

MCDONALD: Trevor – this is part of an overall project with Office 365, migrated email and now we would like to upgrade the phone system throughout the City. When we discussed a productivity suite we chose Office 365 and Sky solution. We sent RFP's and got a good response, we received proposals from CallTower, YipTel, Enterhost, Ipitimi, OBT Anywhere, and Masergy, and we evaluated using the criteria. Masergy had a great score on evaluations, but they went over the page number so they got a penalty. They submitted prices per user, most had plans per user, goes into type of plan, phone and hardware. We did the best of our ability, compared prices and came up with average recurring price per user and hardware costs. Based on those we have we are recommending CallTower, Masergy penalty put them out of the running. Call Tower is a hosted skype solution they are in the State of Utah, we called references. The committee is comfortable. Average price per user is \$14.33 per user per month. We estimate about \$1,719 per month. Including Office 365,

\$2,187.50 per month plus the \$17,00.19 for total of \$3,906.50 per month. Rowley – so the dollar amount is about the same, but we get a lot more. Trevor – yes, increase in collaboration and productivity. It will enhance conference calling and using it to broadcast council meetings. Mayor – we want to make things better. Rowley – will we get Wi-Fi that will load quickly? Trevor – we are working on public network and getting a public access.

Cozzens – Go Green uses voice over IP, do you have input on the advantage, I love it. Brad Green – Go Green has used Surtel we had a similar process at the Paiute Tribe and it worked well. When GoGreen had the problem they asked what I would do and I recommended Surtel. You can buy it on ebay for next to nothing. We broadcast all over, significant phone network in town, helped Paul use it. We have it at Mike's house on Leigh Hill, Paul's house, my house, Mesquite, Springville, Ephriam, Price, Vegas, Page. Cozzens – is there an advantage to buy your own equipment? Brad – I have not compared the two, it is not terrible expensive to own your equipment. When you pay for the service you lease the equipment and there is a profit for those that lease it. Cozzens – how long locked in? Trevor – 3-year term. They have an option to buy the phones or lease, we will buy them outright.

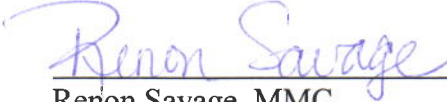
Mayor – this will help us get the system in place and let Trevor go back to being an Engineer. Cozzens – you will love this phone system.

CONSIDER COMMITTEE APPOINTMENTS. MAYOR WILSON: Mayor – I am recommending Phil Roche be appointed to the Library Board this will replace Leah Brown, he works at SUU, it will help collaboration between our library and SUU library. We will have some vacancies on the RAP Tax Boards. Consent.

CLOSED SESSION, PROPERTY NEGOTIATIONS: Councilmember Isom moved to adjourn and move into the Closed Session at 7:00 p.m.; second by Councilmember Cozzens; vote unanimous.

The Council reconvened at 7:12 p.m.

ADJOURN: Councilmember Cozzens moved to adjourn at 7:12 p.m.; second by Councilmember Isom; vote unanimous.


Renon Savage, MMC
City Recorder